IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

And

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 17450 of 2004

Between:

M/s. Nava Bharat Ferro Alloys Ltd., Paloncha, Khammam District.
rep., by its Director (Finance & Corporate Affairs),

Mr. G. Ramakrishna Prasad.

..... PETITIONER

AND

1 The Asst. Commissioner (CT) Int., LTU.,

Warangal Division, Warnagal.
2 The Appellate Deputy Commissioner (CT),

Warangal.
3 The Addl. Commissioner (CT) Legal,

Andhra Pradesh, Nampally, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a Writ of Certiorari or any other appropriate Writ or Order or direction quashing the notice of the 1st respondent dt. 20.9.2004 issued under Section 17 of the Act

attaching the Bank account of the Petitioner for recovery of the disputed tax of Rs. 78,48,745/- for the assessment year 2000-01 APGST and CST pending disposal of the appeals before the 2nd respondent.

Counsel for the Petitioner: Mr. P.SRINIVASA REDDY

Counsel for the Respondents: GP FOR COMMERCIAL TAX

The Court made the following:

ORAL ORDER: (Per Hon'ble Sri Justice Bilal Nazki)

It is represented by the learned counsel for the petitioner that his appeal is pending, which has already been heard and reserved for judgment. However, his application for stay was rejected.

Heard.

With the consent of the learned Counsel for the parties, we dispose of the Writ Petition with a direction that recovery may not be affected and no coercive steps be taken, till the disposal of the appeal by the 2nd respondent.

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(BILAL NAZKI,J)

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(S.ANANDA REDDY,J)

28th September, 2004.

Tsy/kvh

To

1 The Asst. Commissioner,

(CT)Int., LTU.,

Warangal Division,

Warnagal.

2 The Appellate Deputy Commissioner (CT),

Warangal.

3 The Addl. Commissioner (CT) Legal,

Andhra Pradesh, Nampally,

Hyderabad.

4 Two CCs to the GP for Commercial Tax,

High Court Buildings, Hyderabad (O.U.T.)

5 Two CD Copies.